

EC
2802
20/F

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence for Application No. 09/160,991 is being facsimile transmitted to the Examiner, Hwei-Sui Payer, Technology Center 3700, fax number (703) 872-9302, on February 6, 2002.

Kristi L. Davidson
Kristi L. Davidson, Reg. No. 44,643

2/6/02
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/160,991
Filed: September 25, 1998
Group Art Unit: 3724
Examiner: Hwei-Sui Payer
Applicant: Zhang et al.
Title: CUTTING DIE AND METHOD OF FORMING

Cincinnati, Ohio 45202

February 6, 2002

Box NON-FEE AMENDMENT
Assistant Commissioner of Patents
Washington, DC 20231

Sir:

RESPONSE TO OFFICE ACTION

This paper is responsive to the Office Action mailed November 6, 2001, with a shortened response period of one month. A two month extension of time is requested herewith. The Action was originally dated August 17, 2001, but was never received by Applicant, thereby resulting in the re-issuance of the Action on November 6, 2001. The Examiner has indicated that claims 1-22 and 24-29 are pending in the application and claims 1-22 and 24-29 are rejected. The following amendments and remarks are respectfully submitted.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Zhang et al.

Serial No.: 09/160,991

Examiner: Hwei-Sui Payer

Filed: September 25, 1998

Group No.: 3724

For: CUTTING DIE AND METHOD OF FORMING

Attorney Docket: BERL-18A

ASSISTANT COMMISSIONER OF PATENTS
Washington, D.C. 20231AMENDMENT TRANSMITTAL

COPY

- Transmitted herewith is an amendment for this application.
- ☒ Small Entity status is claimed.
☐ Other Than a Small Entity.
- The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
TOTAL *	29	MINUS **	28	1	x 9	\$ 9.00	x 18	\$ 0.00
INDEP. *	8	MINUS ***	8	0	x 42	\$ 0.00	x 84	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+140		+280	
					TOTAL FEE	\$ 9.00	TOTAL FEE	\$ 0.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ No additional fee for claims is required.4. ☐ Attached is a check in the sum of \$_____.☒ Please charge my Deposit Account No. 23-3000 in the amount of \$ 9.00.
A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Complete (a) or (b) as applicable.

- (a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<u>X</u> one month	\$ 110.00	\$ 55.00
<u>X</u> two months	\$ 400.00	\$ 200.00
<u> </u> three months	\$ 920.00	\$ 460.00
<u> </u> four months	\$1,440.00	\$ 720.00
<u> </u> five months	\$1,960.00	\$ 980.00

 Attached is a check in the amount of \$ for the month extension fee as required by 37 C.F.R. § 1.17(c).

X Please charge my Deposit Account No. 23-3000 in the amount of \$200.00 for the 2 month extension fee as required by 37 C.F.R. § 1.17(c). A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

 An extension for months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$.

OR

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

X If any additional fee for claims or extension of time is required, charge Acct. No. 23-3000.

2700 Carew Tower
441 Vinc Street
Cincinnati, Ohio 45202
(513) 241-2324 (voice)
(513) 421-7269 (fax)

Kristi L. Davidson
Kristi L. Davidson, Reg. No. 44,643

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Examiner, Hwei-Sui Payer, Technology Center 3700, fax number (703) 872-9302 on February 6, 2002.

Kristi L. Davidson
Kristi L. Davidson

KABERLWISA\amend (trans 110601) OA.wpd

2/6/02
Date

WOOD, HERRON & EVANS, L.L.P.

JOHN D. POFFENBERGER
 BRUCE TITTEL
 DONALD F. FREI
 DAVID J. JOSEPHIC
 DAVID S. STALLARD
 J. ROBERT CHAMBERS
 GREGORY J. LUNN
 KURT L. GROSSMAN
 CLEMENT H. LUKEN, JR.
 THOMAS J. BURGER
 GREGORY F. AHRENS
 WAYNE L. JACOBS
 KURT A. SUMME
 KEVIN G. ROONEY
 KEITH R. HAUPT
 THEODORE R. REMAKLUS
 THOMAS W. HUMPHREY
 SCOTT A. STINEBRUNER
 DAVID H. BRINKMAN

OF COUNSEL
 THOMAS W. FLYNN

2700 CAREW TOWER

441 VINE STREET

CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-421-7269

EMAIL: info@whepalent.com

PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

EDMUND P. WOOD	1923-1988
TRUMAN A. HERRON	1935-1978
EDWARD B. EVANS	1936-1971

JOSEPH R. JORDAN
 C. RICHARD EBY

DAVID E. PRITCHARD
 J. DWIGHT POFFENBERGER, JR.
 BEVERLY A. LYMAN, PH.D.
 KATHRYN E. SMITH
 KRISTI L. DAVIDSON
 P. ANDREW BLATTY, PH.D.
 DAVID E. JEFFERIES
 WILLIAM R. ALLEN, PH.D.
 JOHN P. DAVIS
 DOUGLAS A. SCHOLER
 FRANK M. MUNGO
 BRETT A. SCHATZ
 ALLISON A. DAVIDSON
 SARAH OTTE GRABER
 MICHELLE D. NOBSE
 DAVID W. DORTON
 RONALD J. RICHTER, M.D.

TECHNICAL ADVISORS
 HENRY M. LABODA, PH.D.
 LARRY O. MOORE, B.S.E.E.
 G. PRABHAKAR REDDY, M.SCH

February 6, 2002

FACSIMILE COVER SHEET

To: Examiner Payer

From: Kristi L. Davidson *KL*

Fax: (703) 872-9302

Re: Our File: BERL-18A
 Serial No. 09/160,991

Pages: 32 (including cover sheet)

FAX RECEIVED

FEB 07 2002

MESSAGE/COMMENTS

GROUP 3700

Attached herewith is the formal Response to Office Action submitted for the above-identified application, including an Amendment Transmittal and Petition for Extension of Time.

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 421-7269.